

Official Minutes for Webb County Commissioners Court Meeting

Monday, August 23, 2004 at 1:00 PM

(Approved 09-13-2004)

- Item No. 1 Call to order by Judge Louis H. Bruni
Let it be remembered that a regular meeting of the Webb County Commissioners Court was held at 1:00 p.m. at the regular meeting place with the following members present to wit:

Louis H. Bruni	County Judge
Jerry Vasquez	Commissioner, Pct. 1
Judith G. Gutierrez	Commissioner, Pct. 2
Felix Velasquez	Commissioner, Pct. 3
David R. Cortez	Commissioner, Pct. 4

Thus constituting a quorum, the Commissioners Court proceeded to act upon the Agenda as posted in the meeting notice of the 20th of August 2004. Present also were Ms. Nora Elia Prado, Deputy County Clerk representing Mrs. Margie Ramirez Ibarra, Ex-officio Clerk of the Commissioners Court, various officers and others interested in the business of the Court.

- Item No. 2 Roll Call – Margie Ramirez Ibarra, Webb County Clerk
- Item No. 3 Pledge of Allegiance – Led by Cmr. Judith G. Gutierrez
- Item No. 7 Public Comment

Public comments were taken at the time of the item in question.

Judge Bruni motioned to move up Item No. 12. Cmr. Gutierrez seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 12 Communication of resolution by the Webb County Partners for Healthcare Access to endorse Judge Louis H. Bruni's proposal to increase indigent health care funding for Webb County to a level sufficient to qualify for State of Texas assistance.

Sister Rosemary Welsh, on behalf of the Webb County Partners for Healthcare Access, presented to the Court their resolution supporting Judge Bruni's initiative to increase funding for indigent health care services.

Mr. Homero Ramirez, County Attorney, advised the Court that they should not engage in anything that may indicate possible budgetary decisions.

Dr. Joaquin Cigarroa stated that this was an important issue and that it was now up to the community to pick up where the Sisters of Mercy left off when Mercy Health Center was closed. He stated that they provided more than \$10 million in indigent health care a year. He stated that he sees people from all walks of life on a daily basis and sees the sacrifices that they make in order to make ends meet, many times placing their health at risk.

Mr. Alex Rodriguez, Laredo Medical Center, echoed the comments made by Sister Rosemary and Dr. Cigarroa. He stated that the county is in dire need of indigent care and that a healthy population is needed to have a vibrant community. He stated that he was willing to work with the County to try and find a solution to the indigent health care crisis in Webb County.

Mr. Mark Arispe was present on behalf of Mr. Mike Anaya, CEO of Doctors Hospital. He stated that they strongly supported Judge Bruni's proposal to increase funding for indigent health care and also expressed the possibility of re-evaluating the eligibility requirements to make this program more accessible.

Cmr. Gutierrez, Webb County Partners for Healthcare Access chairwoman, stated that this was a resolution that was passed at their last meeting to show their support for Judge Bruni and his initiative to raise funding for indigent health care and to make health care more accessible.

Mr. Homero Ramirez, County Attorney, stated that there should be no action as this is simply a resolution from another agency that is being presented to the Court.

Cmr. Gutierrez motioned to move up Item No. 50, No. 51, No. 52 and No. 53. Cmr. Vasquez seconded the motion.

Motion carried 5-0 by unanimous consent.

BREAK

Item No. 50 Discussion and possible action to approve a resolution authorizing and establishing the main and temporary branch early voting sites for the November 2, 2004 general election within Webb County, Texas Pursuant to Chapter 85, Texas Election Code.

Mr. Oscar Villarreal, Interim Elections Administrator, stated that he met with the "Yes, I Will Vote" Committee and received many good recommendations. He stated that it was suggested that a permanent site be held at the Administration Building but there were not enough monies for that. He also stated that West Express Video Rental had advised him that they would no longer participate as a voting site, but that the Heights Baptist Church had volunteered as a voting site, as well as Laredo Medical Center. Cmr. Cortez expressed concerns about more mobile sites during the run-off elections than at the upcoming November election. Mr. Villarreal shared Cmr.

Cortez's concerns, but stated that there was a concern about the additional funding that would be needed for additional sites.

Mr. Bill Greene, Laredo Morning Times, stated that he has been involved with the "Yes I Will Vote" campaign and feels that this is a very important election. He stated that they have a goal of having 42,000 people go out and vote at the November general election.

Cmr. Gutierrez commended the "Yes I Will Vote" campaign and stated that an item needed to be brought before the Court to fund additional sites. Ms. Patricia Barrera, County Tax Assessor Collector, requested that the Court include funding to include a site at the Justice Center because of the amount of pedestrian traffic that is expected at election time due to tax collections.

Item No. 51 Discussion and possible action on the order of general election for county and precinct officers to be held on November 2, 2004 within Webb County, Texas as required by article XVI, Section 65 of the Texas Constitution.

Item No. 52 Discussion and possible action to approve a resolution to conduct a joint election between the county of Webb and the city of El Cenizo, Texas, on November 2, 2004, Pursuant to Chapter 271, Texas Election Code.

Item No. 53 Discussion and possible action to approve a resolution authorizing and designating election day polling places for the November 2, 2004 general election day polling places for the November 2, 2004 general elections within Webb County, Texas in accordance with Chapter 43, Texas Election Code.

Cmr. Gutierrez motioned to approve Item No. 50, No. 51, No. 52 and No. 53, including the addition of the Justice Center as a voting site. Judge Bruni seconded the motion.

Motion carried 5-0 by unanimous consent.

Cmr. Gutierrez motioned to move up the Executive Session items (No. 78 through No. 85) and move into Executive Session. Cmr. Vasquez seconded the motion.

Mr. Homero Ramirez, County Attorney, stated that they would only be going into Executive Session on Item No. 83, No. 84 and No. 85.

Motion carried 5-0 by unanimous consent to go into Executive Session on Item No. 83, No. 84 and No. 85.

EXECUTIVE SESSION (2:38 pm to 2:57 pm)

Judge Bruni reconvened meeting and stated that no action was taken while in Executive Session.

- Item No. 83 Discussion and possible action to consider proposal by Mariner Health Group, Inc., to pay delinquent taxes due on matter concluded in bankruptcy. [Executive Session may be requested to consult with the County's Attorneys pursuant to 551.071, Texas Government Code (Consultation with Attorney)]

Cmr. Gutierrez motioned to accept proposal by Mariner Health Group, Inc. to pay delinquent taxes for 1999-2000. Cmr. Velasquez seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 84 Discussion and possible action to clarify Webb County's obligation(s) under the Delinquent tax contract regarding the provision of information from the delinquent tax roll to collection attorneys. [Executive Session may be requested to consult with the County's Attorneys pursuant to 551.071, Texas Government Code (Consultation with Attorney)]

Mr. Homero Ramirez, County Attorney, stated this item was for status only and no action was needed.

- Item No. 85 Discussion and possible action to clarify and/or revise attorney compensation provisions in the delinquent tax contract. [Executive Session may be requested to consult with the County's Attorneys pursuant to 551.071, Texas Government Code (Consultation with Attorney)]

Mr. Homero Ramirez, County Attorney, stated this item was for status only and no action was needed.

Cmr. Gutierrez motioned to move up Item No. 8, No. 15, No. 16, No. 17, No. 18, No. 55 and Addendum Item No. 1. Cmr. Vasquez seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 8 Discussion and possible action to appoint Mr. Robert Vela to the Border Region MHMR Community Center Board of Trustees.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Vasquez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 15 Discussion and possible action to approve certification of tax roll (One hundred (100%) anticipated collection for FY 2004).

Ms. Patricia Barrera, County Tax Assessor Collector, presented the 2004 Appraisal Tax Rolls for approval. She presented the following to the Court:

2004 Certified Appraisal Roll Values - Webb County General Fund (144,980 Accounts)

• Total Appraised Value	\$10,376,063,375.00
• Total Exemptions	(\$1,922,104,083.00)
• Rolling Stock	\$7,376,229.00
• TOTAL TAXABLE VALUE	\$8,461,335,521.00

2004 Certified Appraisal Roll Values – Webb County Road & Bridge (144,980 Accts.)

• Total Appraised Value	\$10,376,063,375.00
• Total Exemptions	(\$1,922,180,066.00)
• Rolling Stock	\$7,376,229.00
• TOTAL TAXABLE VALUE	\$8,461,259,539.00

She stated that the taxable value for previous years have been as follows:

• 2001	\$6.4 billion (Approximately)
• 2002	\$7.3 billion (Approximately)
• 2003	\$7.6 billion (Approximately)
• 2004	\$8.4 billion (Approximately)

She stated that Webb County is one of the fastest growing counties so the taxable value will continue to rise.

Cmr. Velasquez motioned to approve item as submitted. Cmr. Cortez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 16 Discussion and possible action to take record vote on proposed tax rate of .457923, or such other rate as the court may determine, and set a date for a public hearing on the proposed tax rate.

Cmr. Velasquez stated that he provided information to the court at previous meetings regarding the possibility of lowering the tax rate. He stated that he was in favor of lowering the tax rate by \$0.01 to \$0.03.

Cmr. Velasquez motioned to lower the tax rate by \$0.02 to \$0.437923. Cmr. Vasquez seconded the motion.

Judge Bruni expressed concerns about having to raise the tax rate in the near future and stated that he has always stated that he would not raise taxes while in office. He stated that by lowering the tax rate, it would throw off his balanced budget. Ms. Patricia Barrera, County Tax Assessor Collector, stated that Webb County is the only entity that reduces the amount it collects on sales tax and feels that the court needs to do what is right for the community and its employees. Cmr. Velasquez stated that the citizens need some tax relief and feels that the court should remain respectful of

each other and their beliefs. Cmr. Cortez stated that the court needed to give the constituents a break on higher taxes and that if the need would arise, the Court could raise taxes next year. Judge Bruni stated that was irresponsible for the court to lower the tax rate knowing that it was probable that they would have to raise it the following year. He stated that he would prefer to give county employees a 5% raise which would have more of an impact than a \$0.02 decrease in the tax rate. He stated that the decrease would amount in savings of only \$20.00 per year on a \$200,000 home. Cmr. Vasquez stated that if the court reduced the tax rate by \$0.02, it would need to cut \$2.6 million from the budget, of which he had already found \$800,000 which could be cut so that the employees would still be able to receive a pay raise. He stated that the court needed to provide accountability to the tax payers and felt that the county had become used to overspending. Cmr. Gutierrez stated that it was important that the court continue to respect one another but she had some concerns about members of the court possibly deliberating this item before the meeting. She stated that Cmr. Vasquez had advised her that he would be voting on this item with two other members of the court, which she believed to be a violation of the Texas Open Meetings Act. She felt it was irresponsible and hypocritical to lower the tax rate but to consider raising the water/sewer rates for colonia residents. She stated that the court cannot continue making itself the laughing stock of the community. Cmr. Velasquez stated that he had already advised the court of his proposal to lower the tax rate and had presented information to the court about the effect that this would have on the budget. He stated that he has not violated the Texas Open Meetings Act and disagreed with the comments made by Cmr. Gutierrez about being the laughing stock of the community. Cmr. Cortez stated that everyone knows that he was in favor of a tax rate decrease and was insulted by Cmr. Gutierrez's insinuations regarding violations of the Texas Open Meetings Act. Cmr. Gutierrez stated that she stood by her comments and stated that this has been one of the most vindictive courts in the history of Webb County and if anyone felt insulted, so be it. Ms. Patricia Barrera, County Tax Assessor Collector, stated that if the court decided to decrease the tax rate by even \$0.01, a Public Hearing would need to be held. She stated that the court needed to set a rate so that it could be published in the local newspaper and a date for the Public Hearing be set. Judge Bruni stated that with the upcoming projects, it would be difficult to make ends meet without increasing the tax rate, much less by decreasing it.

Cmr. Velasquez motioned to decrease the tax rate by \$0.02 to \$0.437929. Cmr. Cortez seconded the motion.

Ms. Patricia Barrera, County Tax Assessor Collector, recommended that the court only lower the tax by \$0.01 so that it can be published at that rate and if the court decides to further lower the rate by \$0.02, it would not run afoul of the Tax Code. Cmr. Vasquez stated to the court that he and Cmr. Velasquez have not been on speaking terms for some time and did not speak with any members of the court to make his decision to lower the tax rate.

Motion carried 3-2 with Judge Bruni and Cmr. Gutierrez voting against.

Mr. Homero Ramirez, County Attorney, advised the court that if they decided to change the rate once again after the Public Hearing, they would need to re-publish it and hold a Public Hearing once more.

Item No. 17 Discussion and possible action to adopt a schedule for a budget workshop, adoption of the budget and adoption of the tax rate at the courts regular meeting of September 13, 2004.

Mr. Raul Casso, Chief of Staff, stated that he had submitted a proposed calendar but would be adjusting dates so that the Public Hearing can be posted in accordance with the Tax Code.

Mr. Velasquez motioned to have Mr. Casso revisit the proposed calendar and move up the dates so that there is ample time to make sure everything is correct. Mr. Cortez seconded the motion.

Mr. Michael Bukiewicz, Assistant County Attorney, stated that the publication setting the Budget hearings needed to be made no less than ten (10) days and no more than thirty (30) days. Mr. Casso requested clarification from the court whether budget workshops would be held on the proposed dates of September 2nd and 3rd, which he recommended in order to re-balance the budget. Mr. Velasquez requested that the proposed calendar be presented to the court at the special meeting to be held on Tuesday, August 31st. Mr. Gutierrez stated that she felt that Mr. Velasquez should present to the court his proposed budget to replace the County Judge's budget that was un-balanced due to the tax rate decrease. Mr. Velasquez expressed disappointment with the insinuations made by Mr. Gutierrez since the County Judge's budget is always brought before the court, which then decides to add or deduct from it. Mr. Homero Ramirez, County Attorney, stated that the budget is prepared by the budget officer (County Judge), filed with the County Clerk for public record and then is fine-tuned by the court as a whole. Mr. Gutierrez stated that she felt that the court should have some prior indication of where any proposed cuts would be coming from before the meeting date.

Mr. Velasquez motioned to defer this item to the next meeting. Mr. Cortez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 18 Discussion and possible action to exercise the option to impose the adoption of the following resolution as per Chapter 502 of the Transportation Code:

1) To permit or cancel a Child Safety Fund Fee in amount not to exceed \$1.50 for each vehicle registered in the county as per Section 502.173.

Ms. Patricia Barrera, County Tax Assessor Collector, stated that the \$1.50 fee is divided among the City and County as follows:

- 10% - Tax Office (used to pay for AS-400)

- 90% - Split according to census population
(91.43% - City; 8.57% County)

Judge Bruni motioned to cancel the Child Safety Fund Fee. Cmr. Gutierrez seconded the motion.

Motion carried 3-2 with Cmr. Velasquez and Cmr. Cortez voting against.

Item No. 55 Discussion and possible action to conduct a Public Hearing on increasing the water and sewer rates and authorizing the Utilities Department to increase the water and sewer rates effective September 1, 2004 (Propose Rates attached), or to budget \$80,000.00 from the General Fund to pay Utilities Debt Service.

Judge Bruni motioned to not increase the water and sewer rates and budget the \$80,000 from the General Fund. Cmr. Gutierrez seconded the motion.

Motion carried 5-0 by unanimous consent.

Mr. Ricardo Romo stated that he would like for a commission to be formed between the County and colonia residents to review the current charges since the current bills are for over \$80.00.

Cmr. Cortez motioned to move up Item No. 14. Cmr. Vasquez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 14 Presentation by the Texas Justice of the Peace Constable Association, (covering 254 Texas Counties) honoring Constable Hinojosa. Constable Raul Hinojosa was selected "Constable of the Year 2004" for his outstanding performance of service. Representative of Nominees Committee Constable Charley Campos of San Antonio to do the presentation

Constable Charley Campos stated that he has been the Constable for Bexar County Precinct No. 1 for over 28 years and has known Constable Hinojosa since he came into office. He stated that Constable Hinojosa has been President of the South West Regional J.P. and Constables' Association for two terms and will begin his third term this year. He thanked the court for the opportunity to present the "Constable of the Year 2004" award to Constable Raul Hinojosa, Precinct 1.

Constable Raul Hinojosa accepted the award on behalf of Webb County and its residents. He thanked his staff for being the backbone of his department and his wife for her endless support and understanding.

Cmr. Gutierrez motioned to move up Addendum Item No. 1. Cmr. Velasquez seconded the motion.

Motion carried 5-0 by unanimous consent.

Addendum
Item No. 1

Discussion and possible action to appoint Commissioner Judith G. Gutierrez to the Border Region MHMR Community Center Board of Trustees.

Judge Bruni motioned to approve item as submitted. Cmr. Velasquez seconded the motion.

Motion carried 5-0 by unanimous consent.

Mr. Homero Ramirez, County Attorney, requested that Item No. 78, No. 80, and No. 81 be taken in Executive Session as they are time-sensitive items.

Cmr. Gutierrez motioned to move into Executive Session. Cmr. Vasquez seconded the motion.

Motion carried 5-0 by unanimous consent.

EXECUTIVE SESSION (4:20 pm to 5:29 pm)

Judge Bruni reconvened the meeting and stated that no action was taken while in Executive Session.

Item No. 78

Discussion and possible action regarding possible reinstatement of health insurance coverage for Road & Bridge Department employee, slot #679, and his spouse following termination of coverage for failure to pay employee's share of premiums while on Worker's Compensation. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]

Mr. Homero Ramirez, County Attorney, recommended that the court reinstate the health insurance coverage for the employee in questions and have the employee pay his share of the insurance premium.

Cmr. Cortez motioned to reinstate the health insurance of the employee/spouse in question as long as he makes arrangements to pay what he owes in premiums. Judge Bruni seconded the motion.

Mr. Jorge Flores, Interim Risk Manager, stated that employee currently owes approximately \$1,600 for the month of July and part of last year. Cmr. Gutierrez stated that Mr. De La Viña was currently on Workmen's Compensation but has made arrangements to make premium payments before he returns.

Motion carried 5-0 by unanimous consent.

Cmr. Velasquez stepped out.

Item No. 80 Discussion and possible action regarding Cause No. 2003-CVQ-001964-D2; Juanita Puente vs. Webb County; In the 111th Judicial District court of Webb County, Texas [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]

Mr. Homero Ramirez, County Attorney, stated for the record that Cmr. Gutierrez was not present in Executive Session for this item. He recommended that the court appoint a representative for the court-ordered mediation.

Cmr. Vasquez motioned to appoint Mr. Homero Ramirez as the County representative for court-ordered mediation. Cmr. Cortez seconded the motion.

Motion carried 3-0 with Cmr. Gutierrez abstaining and Cmr. Velasquez not present for voting.

Item No. 81 Consultation with County's attorneys and possible action regarding Webb County's International Bridge Project. [Executive Session may be requested to consult with the County's Attorneys pursuant to 551.071, Texas Government Code (Consultation with Attorney)]

Mr. Homero Ramirez, County Attorney, stated for the record that Cmr. Cortez was not present in Executive Session for this item. He recommended that the court authorize Winstead, Sechrest, & Minick P.C., and Allison Bass & Associates to continue working on Webb County's International Bridge Project.

Judge Bruni motioned to accept Mr. Ramirez's recommendation. Cmr. Gutierrez seconded the motion.

Mr. Ramirez advised Cmr. Cortez that he should abstain from voting since he was not present during the Executive Session.

Motion carried 2-1 with Cmr. Vasquez voting against, Cmr. Cortez abstaining and Cmr. Velasquez not present for voting.

Cmr. Gutierrez motioned to move up Item No. 73 and No. 74. Cmr. Cortez seconded the motion.

Motion carried 4-0 with Cmr. Velasquez not present for voting.

Item No. 73 Discussion and possible action to approve the U.S. Department of Justice, Bureau of Justice Assistance for Bullet Proof Vests Partnership Grant Act of 1998. Grant award is for \$17,056.52. The Webb County

Sheriff's Office is applying for fifty percent share from the Justice Bullet Proof Vest Partnership. The Webb County share of this grant is \$8,528.26. Funds will be used to purchase 52 Edge Weapon Body Armor-Style BP189 NAV LG LNG GALLS Spike-1 Stab Vests for use by correction officers inside the jail facility. GALLS incorporated low bid (16,956.16).

Judge Bruni motioned to approve item as submitted. Cmr. Gutierrez seconded the motion.

Motion carried 4-0 with Cmr. Velasquez not present for voting.

Item No. 74 Discussion and possible action to approve the following expenditures:

Star Paper & Janitorial	\$ 1,175.19
Mobile Vision	\$ 1,251.80
Patria Office Supply	\$ 1,018.00
Transcor	\$ 3,838.72
American Sales & Kirkpatrick	\$ 3,111.70
Bob Barker	\$ 1,975.00
Brooks County	\$ 2,925.00
Gulf Coast Paper	\$ 1,742.70
Sysco Food	\$ 4,116.06
Frio County	\$ 3,375.00
Laredo Medical Center	\$33,661.09
IBM Corporation	\$ 4,553.53
Southwest Sound & Electric	\$ 1,265.00
J. R. Martinez auto South, Inc.	\$ 1,100.00
Mercy Health Center	\$16,184.20
Travel - Juan Garza	\$ 398.29

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Vasquez seconded the motion.

Motion carried 4-0 with Cmr. Velasquez not present for voting.

Item No. 86 Adjournment

Cmr. Gutierrez motioned to adjourn the meeting. Cmr. Vasquez seconded the motion.

Motion carried 4-0 with Cmr. Velasquez not present for voting.

THE FOLLOWING ITEMS WERE NOT ACTED UPON

- Item No. 4 Approval of minutes
- Item No. 5 Approval of bills, payroll and monthly reports
- Item No. 6 Communications
- Item No. 9 Discussion and possible action to approve a resolution authorizing and establishing salaries for election day presiding judges and clerks pursuant to Section 32.091 (a) and 32.093 (1), Texas Election Code; and, establishing the maximum number of election day clerks for each election precinct pursuant to Section 32.033, Texas Election Code, for the November 2, 2004 general election.
- Item No. 10 Discussion and possible action to interview the applicants for, and the appointment of, the Indigent Health Care Director.
- Item No. 11 Discussion and possible action to obtain the services of Texas Association of Counties to assist in the creation of a Human Resource Office.
- Item No. 13 Status report on the operation of the temporary morgue and discussion of plans for the permanent morgue

MEDIA BREAK

- Item No. 19 Discussion and possible action to approve the following line item transfers:
- | | | |
|---------------|-----------------------|------------|
| From: | | |
| 227-1021-6001 | Office Supplies | \$1,000.00 |
| 227-1021-6005 | Postage | \$1,200.00 |
| 227-1021-6011 | Training & Education | \$1,200.00 |
| 227-1021-6205 | Materials & Supplies | \$1,000.00 |
| 227-1021-6402 | Repairs & Maintenance | \$3,000.00 |
| To: | | |
| 227-1021-6022 | Professional Services | \$7,400.00 |
- Item No. 20 Discussion and possible action to approve the following travel request for the 12th Annual South Texas Justice of the Peace and Constable Association Conference. Total travel cost is \$1,447.00 [Account #001-2500-6011 \$1,158.00 & 012-2500-6011 \$289.00].

- Item No. 21 Discussion and possible action to approve the following line item-transfer:
 From: 166-2985 Fund Balance \$8,000.00
 To: 166-2500-6709 Drug/Crime Prevention Education \$8,000.00
- Item No. 22 Discussion and possible action to reimburse the Laredo Community College police Academy an amount not to exceed \$8,000.00 for training expenditures. [Account #166-2500-6709 Drug/Crime Prevention Education]
- Item No. 23 Discussion and possible action to approve the following line-item transfer:
 From: 001-2502-6014 Equipment Rental \$550.00
 To: 001-2502-6224 Minor Apparatus \$550.00
- Item No. 24 Discussion and possible action authorizing the submission of a grant application to the Texas Department of Transportation, Grant Project 5310, for "Elderly and Persons with Disabilities Program Funding" requesting approximately \$45,000.00 to offset the cost of preventative maintenance for those vehicles used by the rural transportation program to transport elderly and disabled residents living in the rural areas of Webb County to and from their residences and any matters incident thereto. [Requested by the Community Action Agency Rural Transportation Department]
- Item No. 25 Discussion and possible action authorizing the submission of a grant application to the Texas Department of Transportation, Grant Project 5311, for "Non-urbanized Area Formula Program Grant Application" requesting approximately \$391,154.00 for rural transportation funding for the El Aguila Rural Transit and any matters incident thereto. [Requested by the Community Action Agency Rural Transportation Department]
- Item No. 26 Discussion and possible action designating the site for posting public notices currently placed at the Webb County Courthouse Annex from said Courthouse Annex to the Webb County Justice Center and any matters incident thereto.
- Item No. 27 Discussion and possible action to enter into a Medical and Dental Health Services Agreement with Gateway Community Health Center for Children enrolled in the Webb County Head Start Program for a period of one year (October 1, 2004—September 30, 2005) at reduced fees as set forth in the agreements, authorizing an Exemption from section

262.023 Local Government Code (Competitive Bidding and Competitive Proposal Requirements) and authorizing the County Judge to execute all relevant documents. [Requested by Head Start]

- Item No. 28 Discussion and possible action to enter into non-financial interlocal cooperative agreements with the Laredo Community College, for the Child Development Department, beginning September 1, 2004 through August 31, 2006, and authorizing the County Judge to execute all relevant documents. [Account #227-1021-6402 Requested by Head Start]
- Item No. 29 Discussion and possible action to enter into an equipment modification service contract with IBM at a cost not to exceed SIX HUNDRED DOLLARS (\$600.00), and authorizing the Webb County Judge to execute all relevant documents. IBM will be installing three (3) Modem Cable/1 PCT IOP Adapters at the Webb County Tax Assessors/Collectors Office. [Requested by Webb County Tax Assessor/Collector Account No. 001-0700-6022]
- Item No. 30 Discussion and possible action to enter into an Equipment Maintenance Agreement with Office Communications Systems, Inc. for one (1) Toshiba ES 350 Digital Copier for the Drug Impact Court-49th Judicial District for an annual base rate of THREE HUNDRED DOLLARS (\$300.00) for a twelve month period (8/1/04 through 7/31/05) with copy overages invoiced at \$.0085 per print copy and authorizing the County Judge to sign all relevant documents.
- Item No. 31 Discussion and possible action to enter into an interlocal agreement with the City of Laredo for Health Services for the residents of Webb County for a one year period beginning October 1, 2004 through September 30, 2005 for an annual cost of \$175,000, and authorizing the County Judge to sign all relevant documents. (Account # 001-4300-7404 City Health Contract)
- Item No. 32 Discussion and possible action to accept 4 rights of way, out of Pueblo Nuevo Subdivision, and 4 rights of way out of Laredo Ranchettes Subdivision, and authorizing the County Judge to sign all relevant documents.

PUBLIC HEARING

- Item No. 33 Plan by the Webb County Clerk for funding the preservation and restoration of the Webb County Clerk's records archive pursuant to Texas Local Government Code section 118.025
- Item No. 34 Plan by the Webb County Clerk for funding the automation projects and records management and preservation services performed by the Webb County Clerk pursuant to the Texas Local Government Code section 118.0216.

CLOSE PUBLIC HEARING

- Item No. 35 Discussion and possible action for approval of plan for funding the preservation and restoration of the county clerk's records archive presented at a public hearing by the Webb County Clerk pursuant to Texas Local Government Code section 118.025. [Account #001-0500-6010 Requested by Webb County Clerk]
- Item No. 36 Discussion and possible action for approval of plan by the Webb County Clerk for funding the automation projects and records management and preservation services performed by the Webb County Clerk pursuant to the Texas Local Government Code section 118.0216. [Account # 010-0102-6402 Requested by Webb County Clerk]
- Item No. 37 Discussion and possible action to enter into a Special Offer Amendment to Westlaw Subscriber Agreement with Thomson/West (QISV VID # 1411426973201) in the amount of TWO THOUSAND FOUR HUNDRED SEVENTY-FIVE DOLLARS (\$2,475.00) per month from September 1, 2004 through August 31, 2005, for the first year with a Fifty Dollar per month increase the second year, a Fifty Dollar per month increase the third year and a Fifty Dollar per month increase for the fourth and final year and authorizing the County Judge to sign all relevant documents.
- Item No. 38 Discussion and possible action to enter into maintenance agreement with IKON Office Solutions beginning March 22, 2004 and ending March 21, 2005 for an annual base rate of TWO THOUSAND THREE HUNDRED AND NINETY DOLLARS (2,390.00) with copy coverage invoiced at \$.016 per print copy and authorizing the County Judge to sign all relevant documents. [Requested by Planning Department]

- Item No. 39 Discussion and possible action to approve the contract with Landata Technologies as per proposal submitted for "Restoration and Preservation of Webb County Clerk Records."
- Item No. 40 Public Hearing for the Records Archive Fund 005 and the Records Management Fund 009 Plans.
- Item No. 41 Discussion and possible action to approve the Records Archive Plan for the Office of the Webb County Clerk for FY 2004-2005.
- Item No. 42 Discussion and possible action to approve the Records Management Plan for the Office of the Webb County Clerk for FY 2004-2005.
- Item No. 43 Discussion and possible action to approve purchase TV/VCR/DVD from our capital outlay account # 660-1120-8801 items not on original request.
- Item No. 44 Discussion and possible action to approve the following line item transfer from account # 001-1120-5001 payroll-\$4,000.00 to account #001-1120-5005 Temporary Part-Time-\$4,000.00
- Item No. 45 Discussion to advise the commissioners court of the following changes to our 2003-2004 Budget. Line-item transfer of \$2,500.00 from general funds account #001-1100-6022 (Professional Services) with a current balance of \$3,325.35 to 001-1100-6402 (Repairs & Maintenance) of Equipment) with a current balance of \$180.22. We also need to transfer funds in the amount of \$1,000.00 from account #001-1100-6205 (Materials & Supplies) with a current balance of \$2,128.93, to account #001-1100-6403 (Repairs and Maintenance of vehicles).
- Item No. 46 Discussion to advise the commissioners court of the following additions to the 49th District Attorney's Automobile Fleet to be used by the DEA task Force Investigators attached to the District Attorney's Office. The vehicles are a 2002 Gold Ford Explorer VIN: 1FMZU63W32ZA55437 and a 2003 Silver/Gray Mitsubishi Montero VIN: JE4NW51S93J048960.
- Item No. 47 Discussion and possible action on the approval to grant the County Auditor, authority to expend funds from the Violence Against Women's Act Program, effective September 1, 2004, pending the receipt of all required grant documents and allocation.
- Item No. 48 Discussion and possible action to approve the acceptance of the Library Addition to the Larga Vista Community Center as recommended

by the project Architect, Mr. Jose Calzada, Architectura S.A. and that all final bills and retainage be approved. (Account # 660-6110-8601 Construction in Progress)

- Item No. 49 Discussion and possible action to extend the Webb County CAA Self-Help Center lease agreements end date from August 31, 2004 to September 30, 2004 at a cost of six-hundred (\$600.00) dollars and authorizing the County Attorney's Office to prepare the lease agreement extension between Webb County and Ms. Graciela Rocha. The extension is needed due to delays on acquiring the final plat approval and electrical service connection; the extension will allow time for all utility services to be relocated / transferred to the new Self-Help Center. (Account # 504-6500-6012 Space Rental)
- Item No. 54 Discussion and possible action authorizing the Engineering Department to hire one Civil Engineer, Bachelor of Science Degree (Engineer in Training) at \$40,000.00 per year and one Assistant Secretary at \$9.50 per hour, to assist the County Engineer to manage the design and construction phases of the Texas Department of Transportation Border Colonias Access Program.
- Item No. 56 Discussion and possible action authorizing the transfer of funds for the Engineering Department Fund 010:
- | | | | |
|-------|-----------|-----------------------|------------|
| From: | 0115-5601 | Administrative Travel | \$2,400.00 |
| To: | 0115-5005 | Temporary Part Time | \$2,400.00 |
- Item No. 57 Discussion and possible action to approve the following line-item transfers:
- From:
- | | | |
|---------------|------------------------------------|-------------|
| 001-6002-6204 | Fuel & Lubricants | \$ 2,000.00 |
| 001-6002-6403 | Repairs & Maintenance of Equipment | \$ 1,000.00 |
| 001-6002-5601 | Administrative travel | \$ 800.00 |
| 001-6002-6202 | Uniforms | \$ 1,000.00 |
| 001-6002-6703 | Landfill Fees | \$ 1,000.00 |
| 001-6002-6007 | Dues & Membership | \$ 200.00 |
| 001-0106-6502 | Janitorial Supplies | \$ 5,000.00 |
| 001-0106-6402 | Repairs & Maintenance of Equipment | \$ 4,000.00 |
- To:
- | | | |
|---------------|-----------------------------------|-------------|
| 001-0106-6401 | Repairs & Maintenance of Building | \$13,000.00 |
| 001-0106-6204 | Fuel & Lubricants | \$ 1,700.00 |
| 001-0106-6001 | Office Supplies | \$ 300.00 |
- Item No. 58 Discussion and possible action to fill slot #1695, 1700 3 hour substitutes and slot #1363 teacher assistant, effective August 23, 2004 thru May 27, 2005.

- Item No. 59 Discussion and possible action to approve the revised Resolution authorizing the Juvenile Department to submit a grant application to the Criminal Justice Division for a Juvenile Accountability Grant (JABG) in the amount of \$24,228.00 with match funds of \$2,692.00, designating the County Judge as the authorized official, and authorizing the authorized official to execute all forms relevant to said grant.
- Item No. 60 Discussion and possible action to approve the following line-item transfer in the amount of \$40.00 from account #010-0102-6205 (Materials & Supplies) to account #010-0102-6005 (Postage).
- Item No. 61 Discussion and possible action to authorize the following line-item transfer to cover some books and subscriptions through September 2004 and to pay for legal research services through September 2004.
- | | | | |
|-------|---------------|-----------------------|----------|
| From: | 001-1102-6005 | Postage | \$100.00 |
| To: | 001-1102-6010 | Books & Subscriptions | \$100.00 |
| From: | 001-1102-6014 | Equipment Rentals | \$400.00 |
| To: | 001-1102-6010 | Books & Subscriptions | \$400.00 |
| From: | 001-1102-6018 | Transcripts | \$100.00 |
| To: | 001-1102-6010 | Books & Subscriptions | \$100.00 |
| From: | 001-1102-5602 | Local Mileage | \$ 50.00 |
| To: | 001-1102-6402 | Repairs & Maintenance | \$ 50.00 |
| From: | 001-1102-6011 | Equipment & Rentals | \$200.00 |
| To: | 001-1102-5022 | Professional Services | \$200.00 |
| From: | 001-1102-6900 | Expert Witness | \$100.00 |
| To: | 001-1102-5022 | Professional Services | \$100.00 |
| From: | 001-1102-6007 | Dues & Memberships | \$100.00 |
| To: | 001-1102-5022 | Professional Services | \$100.00 |
- Item No. 62 Discussion and possible action to purchase two (2) vans for the Webb County Colonia Community Centers from Philpott Motors Company in the amount of \$39,882.50, state contract #H-GAC bid VE10-30, funding through Texas Transportation Institute.
- Item No. 63 Discussion and possible action to award/reject bid #2004-12 "Annual Contract for Bread" to Flowers Bakeries.
- Item No. 64 Discussion and possible action to award or reject "Annual Contract for Ice" bid #2005-31 to Reddy Ice.
- Item No. 65 Discussion and possible action to purchase the following for the Law Enforcement Center: (1) inmate uniforms in the amount of \$1,346.38 from Bob barker from account #001-2062-6202 (2) Janitorial Supplies

for the jail in the amount of \$5,823.95 from Star Janitorial from account #001-2062-6502 and (3) Office Supplies in the amount of \$1,147.78 from executive Office from account #001-2001-6205 for a grand total of \$8,318.11.

Item No. 66 Discussion and possible action to purchase an IBM laptop with PowerPoint Presentation Software for a total amount of \$1,139.19 for Economic Development from account #463-2201-6224.

Item No. 67 Discussion and possible to recycle or discard of surplus and/or obsolete books as requested by the Law Library Director.

Item No. 68 Discussion and possible action to hire Sunbelt A/C & Refrigeration to install 3 relay contactors for A/C Fans, includes Labor and Materials for a total amount of \$1,500.00 for the Law Enforcement Center from account #001-2060-6401.

Item No. 69 Discussion and possible action to consider the recommendations to award the following annual contracts to the lowest bidders:

2005-03	"FLEXIBLE BASE 1 st Raymond Botello 2 nd Pete Gallegos
2005-07	"HEAVY EQUIPMENT PARTS" 1 st Holt Machinery 2 nd RDO Equipment 3 rd John S. Jacaman
2005-14	"JANITORIAL SUPPLIES" 1 st Star Paper & Janitorial Supplies 2 nd Gulf Coast Paper 3 rd Cavazos Candy
2005-17	"MAINTENANCE & SERVICE OF FIRES EXTINGUISHERS" 1 st All State Fire 2 nd Pro-Fire Protection
2005-22	"LIGHT BULBS" Grainger
2005-26	"PLUMBING SUPPLIES" 1 st Clark Hardware 2 nd McCoy's
2005-37	"DIGITAL CELLULAR TELEPHONE SERVICE"" Verizon
2005-38	"OFFICE SUPPLIES" 1 st Patria Office Supply 2 nd Executive Office Supply

Item No. 70 Discussion and possible action to authorize the following line-item transfer:

From: 001-6101-6402	Repairs & Maintenance Equipment	\$600.00
To: 001-6101-6502	Janitorial Supplies	\$600.00

Item No. 71 Discussion and possible action to authorize the following line item transfer:

From:		
817-0105-6022	Professional Services	\$20,000.00
817-0105-6033	Bonds & Insurance	\$ 5,000.00
817-0105-6044	Third Party Administration	\$ 5,000.00
To:		
817-0105-9201	Claims Paid	\$30,000.00

Item No. 72 Discussion and possible action authorizing to amend fund 010, Road & Bridge Department, by allowing the transfer listed below:

From: 7002-6205	Materials & Supplies	\$2,000.00
To: 7002-6014	Equipment Rental	\$2,000.00

Item No. 75 Discussion and possible action to approve the following line-item transfers:

From: 001-2001-5001	Payroll	\$30,000.00
To: 001-2060-6201	Utilities	\$30,000.00

Item No. 76 Discussion and possible action to approve the transfer of \$47.50 biweekly from slot #001-0300-0087 to slot #001-0300-0072 to bring over the "15 year incentive" that the employee earned.

Item No. 77 Discussion and possible action authorizing the County Auditor to pay utility bills of the Utilities Department fund balance (Fund 801), not to exceed \$25,000.00.

Item No. 79 Discussion and possible action relating to the proposal from Landata Technologies for "Restoration and Preservation of Webb County Records" [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]

Item No. 82 Consultation with the County's attorneys regarding status of oil and gas litigation, and possible action regarding revised legal services agreements with The Law Offices of Ramon Garcia and The Watts Law Firm. [Executive Session may be requested to consult with the County's Attorneys pursuant to 551.071, Texas Government Code (Consultation with Attorney)]